

United States District Court

SOUTHERNDISTRICT OFTEXASMCALLEN DIVISION

UNITED STATES OF AMERICA

V.

Jose Aguayo-Martinez

CRIMINAL COMPLAINT

Case Number: M-19-*QU8* -MIAE YOB: 2000
Mexico

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belief. On or about April 23, 2019 in Hidalgo County, in
the Southern District of Texas

(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to Mexico in pursuance of law, and thereafter was found near Penitas, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title 8 United States Code, Section(s) 1326 (Felony)
I further state that I am a(n) Senior Patrol Agent and that this complaint is based on the
following facts:

Jose Aguayo-Martinez was encountered by Border Patrol Agents near Penitas, Texas on April 23, 2019. The investigating agent established that the Defendant was an undocumented alien and requested record checks. The Defendant claims to have illegally entered the United States on April 23, 2019, near Hidalgo, Texas. Record checks revealed the Defendant was formally Deported/Excluded from the United States on November 21, 2018 through Laredo, Texas. Prior to Deportation/Exclusion the Defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security. On July 10, 2017 the defendant was convicted of Assault of Family/House Member-Impede Breath/Circulation and sentenced to two (2) years confinement.

Continued on the attached sheet and made a part of this complaint:

Approved by Amy L. Greenbaum 4/25/19
Amy Greenbaum

Sworn to before me and subscribed in my presence,

April 25, 2019 - 8:49 a.m.Juan F. Alanis, U.S. Magistrate Judge
Name and Title of Judicial Officer Yes No

Signature of Complainant

Kellen Meador Senior Patrol Agent

Signature of Judicial Officer